

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

ZAUDERER *et al.*

Appl. No.: 09/987,456

Filed: November 14, 2001

For: ***In Vitro* Methods of Producing and
Identifying Immunoglobulin
Molecules in Eukaryotic Cells**

Confirmation No.: 6770

Art Unit: 1639

Examiner: Epperson, J.D.

Atty. Docket: 1821.0070004/EJH/T-M

**Ninth Supplemental Information Disclosure Statement
Filing Under 37 C.F.R. § 1.97(d)**

Mail Stop Amendment

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Listed on accompanying Form PTO/SB/08B is a document that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. The numbering on this Ninth Supplemental Information Disclosure Statement is a continuation of Applicants' Eighth Supplemental Information Disclosure Statement filed on October 16, 2006, and Applicants' Seventh Supplemental Information Disclosure Statement filed on July 25, 2006, in connection with the above-captioned application.

Applicants submit herewith as Document **NPL7** an Office Action from the related co-pending U.S. Patent Application No. 10/465,808.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached IDS Form based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

This Information Disclosure Statement is being filed after the mailing date of the a Final Rejection. Submitted electronically herewith is our credit card payment in the amount of \$180.00 for the fee under 37 C.F.R. § 1.17(p).

Statement under 37 C.F.R. § 1.97(e)(2). I hereby state that, to my knowledge after making reasonable inquiry, no item of information in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than

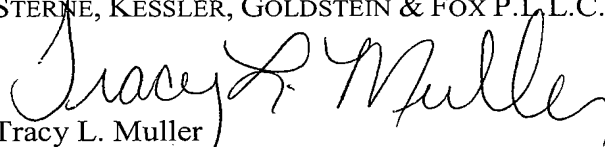
three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).

It is respectfully requested that the Examiner initial and return copies of the enclosed IDS Forms, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Tracy L. Muller
Attorney for Applicants
Registration No. 55,472

Date: August 8, 2007

1100 New York Avenue, N.W.
Washington, D.C. 20005-3934
(202) 371-2600

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Substitute for form 1449/PTO

(Use as many sheets as necessary)

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|------------------------|----------------------|
| Application Number | 09/987,456 |
| Filing Date | November 14, 2001 |
| First Named Inventor | Maurice ZAUDERER |
| Art Unit | 1639 |
| Examiner Name | Epperson, J.D. |
| Attorney Docket Number | 1821.0070004/EJH/T-M |

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|-------|---|----|---|
| Sheet | 1 | of | 1 |
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| NON-PATENT LITERATURE DOCUMENTS | | |
|---------------------------------|-----------------------|--|
| Examiner Initials* | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume issue number(s), publisher, city and/or country where published |

NPI.7

Office Action from Examiner Steele in related co-pending U.S. Patent Application No. 10/465,808, mailed on May 8, 2007, received on May 10, 2007.

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Examiner
Signature

Date
Considered

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450**

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